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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

Jeremy Thacker,

Plaintiff,

v.

GPS Insight, LLC; Robert J. Donat,
Individually and as Trustee of The
Robert Donat Living Trust Dated April
19, 2017,

Defendants.

No. 2:18-cv-00063-PHX-DGC

**DEFENDANTS' RESPONSE TO
PLAINTIFF'S MOTION *IN LIMINE*
NO. 7 – REFERENCE TO
SUBSEQUENT STATE COURT
PROCEEDING**

Plaintiff's Motion in Limine No. 7 is premature. As Plaintiff's motion explains, the state court has not yet issued any rulings in that matter. Once the state court rules on the preliminary injunction application, Defendants may very well agree with Plaintiff's Motion in Limine No. 7. Defendants expect the state court to issue a ruling soon, and so there is no need for this Court or the parties to grapple with this issue in the abstract. If the evidentiary issues raised in Plaintiff's motion remain following the state court's ruling, the parties can then take up the issue with this Court at the final pretrial conference. For these reasons, Defendants request the Court delay ruling on Plaintiff's motion until that time.

1 RESPECTFULLY SUBMITTED this 5th day of December, 2019.

2 **STINSON LLP**

3 By: /s/ Stefan M. Palys

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10 By: /s/ Timothy B. O'Connor [with permission]

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CERTIFICATE OF SERVICE

I hereby certify that on December 5, 2019, I caused the foregoing document to be filed electronically with the Clerk of Court through ECF; and that ECF will send an e-notice of the electronic filing to:

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I hereby certify that on December 5, 2019, a courtesy copy will be e-mailed to:

Judge David G. Campbell
United States District Court
Sandra Day O'Connor U.S. Courthouse, Suite 623
401 West Washington Street, SPC 58
Phoenix, Arizona 85003-2161

/s/ Linda Holder